

Plaintiff has filed a motion requesting that the Court strike Claimant's Claim and Answer, and enter Default Judgment in favor of Plaintiff. In support of this motion, Plaintiff cites Claimant's failure to participate in this suit or comply with the Court's order directing Claimant to provide his contact information. ([Filing 29](#).) Claimant has not responded to Plaintiff's motion.

Having considered the matter, the Court finds that Plaintiff's motion should be granted. Under the Federal Rules of Civil Procedure, a party's failure to follow a discovery order justifies the imposition of sanctions, including the entry of default judgment, striking pleadings and case dismissal. *See* [Fed. R. Civ. P. 37](#). The Court directed Claimant to provide his current address and telephone number. The Court also advised Claimant that his failure to comply with Court orders, the Federal Rules of Civil Procedure and the Local Rules of Practice could result in the imposition of sanctions, including the entry of default. Claimant has refused to comply with this Court's orders or to otherwise participate in this suit.

Accordingly,

IT IS HEREBY RECOMMENDED to Chief United States District Court Judge Laurie Smith Camp that Plaintiff's Motion to Strike ([filing 29](#)) be granted, and that default judgment be entered in favor of Plaintiff.

The parties are notified that failing to timely object to this Findings and Recommendation as provided in the local rules of this Court may constitute a waiver of any objection.

DATED June 18, 2014.

BY THE COURT:

**S/ F.A. Gossett
United States Magistrate Judge**